



**State of Wisconsin  
2009 - 2010 LEGISLATURE**

LRBa1646/1  
PJK:cjs:rs

**ASSEMBLY AMENDMENT 1,  
TO 2009 ASSEMBLY BILL 260**

February 23, 2010 – Offered by Representatives BERCEAU and MOLEPSKE JR..

1       At the locations indicated, amend the bill as follows:

2       **1.** Page 2, line 1: delete lines 1 to 3 and substitute:

3       **"SECTION 1m.** 236.45 (3) of the statutes is renumbered 236.45 (3) (a) and  
4       amended to read:

5           236.45 (3) (a) An Subject to pars. (b) and (c), an ordinance adopted hereunder  
6       by a municipality may regulate the division or subdivision of land within the  
7       extraterritorial plat approval jurisdiction of the municipality as well as land within  
8       the corporate limits of the municipality if it has the right to approve or object to plats  
9       within that area under s. 236.10 (1) (b) 2. and (2).

10      **SECTION 2m.** 236.45 (3) (b) of the statutes is created to read:

11      236.45 (3) (b) Notwithstanding subs. (1) and (2), a municipality".

12      **2.** Page 2, line 8: after that line insert:

13      **"SECTION 2r.** 236.45 (3) (c) of the statutes is created to read:

1        236.45 (3) (c) Notwithstanding par. (b), in approving or denying approval of a  
2        plat or certified survey map under this section or s. 236.10 or 236.13, both of following  
3        apply:

4            1. A 1st, 2nd, or 3rd class city may take into account the proposed use of land  
5        within the city's sewer service territory in the sewer service area provisions of an  
6        areawide water quality management plan under s. 283.83 approved by the  
7        department of natural resources or within 1.5 miles of the city's corporate limits,  
8        whichever is greater.

9            2. A 4th class city or a village may take into account the proposed use of land  
10       within the city's or village's sewer service territory in the sewer service area  
11       provisions of an areawide water quality management plan under s. 283.83 approved  
12       by the department of natural resources or within 0.75 miles of the city's or village's  
13       corporate limits, whichever is greater.”.

14    (END)